



1FW 1611

PATENT 21029YP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Susan P. Rohrer, et al.  
Serial No.: 10/528,212  
Dated Filed: March 17, 2005  
For: METHOD FOR TREATING DEPRESSION AND/OR ANXIETY  
Art Unit No.: 1611  
Examiner: Kudla, Joseph S.

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION/ELECTION REQUIREMENT**

Sir:

There is an outstanding office action mailed on January 15, 2008 setting forth a one-month period for response which expires on February 15, 2008.

In response to the restriction requirement, applicants hereby elect the invention of Group I. In response to the requirement to elect a species, applicants hereby elect the disorder "perimenopausal depression", and without a second compound for the treatment thereof. Claims readable thereon are 1, 7 and 8.

Respectfully submitted,

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Date: February 15, 2008

**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VIRGINIA 22313-1450, ON THE DATE APPEARING BELOW.

MERCK & CO., INC.  
BY: Phyllis Novak DATE: February 15, 2008